BILL NO. S-86-05-35

SPECIAL ORDINANCE NO. S-95-86

AN ORDINANCE approving Contract for Res. #1033-86, McKinnie-Senate Water Main, by and between the City of Fort Wayne, Indiana and Tomco Construction Company, Inc., in connection with the Board of Public Works and Safety.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The annexed Contract for Res. #1033-86, McKinnie-Senate Water Main, by and between the City of Fort Wayne, and Tomco Construction Company, Inc., in connection with the Board of Public Works and Safety, for:

> the furnishing of all materials, labor, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary to install 1,300± L.F. of 12" and 700± L.F. of 6" water main on McKinnie Avenue, from Wayne Trace to Bueter Road; also, on Senate Avenue from Wayne Trace to Holly Avenue;

involving a total cost of Forty-Nine Thousand Four Hundred Thirty-Four and No/100 Dollars ($49,434.00), all as more particularly set forth in said Contract, which is on file with the Office of the Board of Public Works and Safety and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved. Two (2) copies of said Contract are on file with the Office of the City Clerk and are available for public inspection, according to law.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

Bruce O. Boxberger, City Attorney

Read the first time in full and on motion by Burns, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock ____.M.,E.

DATE: 5-27-86

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Eisbart, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	8			1	
BRADBURY	✓			✓	
BURNS	✓				
EISBART	✓				
GiaQUINTA	✓				
HENRY	✓				
REDD	✓				
SCHMIDT	✓				
STIER	✓				
TALARICO	✓				

DATE: 6-10-86

Nadeyda Eskoff
~~SANDRA E. KENNEDY, CITY CLERK~~
Deputy Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ ~~(GENERAL)~~ (SPECIAL) ~~(ZONING MAP)~~ ORDINANCE ~~(RESOLUTION)~~ NO. S-95-86 on the 10th day of June, 19 86,

ATTEST:

Nadeyda Eskoff
~~SANDRA E. KENNEDY, CITY CLERK~~
Deputy Clerk

(SEAL)

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of June, 19 86, at the hour of 11:00 o'clock A .M.,E.S.T.

Nadeyda Eskoff
~~SANDRA E. KENNEDY, CITY CLERK~~
Deputy Clerk

Approved and signed by me this 12th day of June, 19 86, at the hour of 3:00 o'clock P .M.,E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

BOARD OF PUBLIC WORKS AND SAFETY
Invitation For Bids/Award Of Contract*
(NON-FEDERALLY ASSISTED Construction)

PROJECT: MCKINNIE-SENATE WATER MAIN

WATER IMPROVEMENT RESOLUTION ~~XXXXXXX~~ #: 1033-86

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ATTACHMENTS

x		NON-COLLUSION AFFIDAVIT
x		BIDDER'S BOND
x		PERFORMANCE BOND
		STATE BOARD OF ACCOUNTS FORM 96A
x		CERTIFICATE IN LIEU OF FINANCIAL STATEMENT 96A
x		PREVAILING WAGE SCALE - STATE OF INDIANA
x		PAYMENT BOND
x		WARRANTY BOND

DISCOUNT FOR PROMPT PAYMENT (SEE GENERAL PROVISIONS CLAUSE)	10 CALENDAR DAYS	20 CALENDAR DAYS	30 CALENDAR DAYS	OTHER
	6 %	6 %	0 %	0 %

ACKNOWLEDGEMENT OF AMENDMENTS	AMENDMENT NO.	DATE	AMENDMENT NO.	DATE

* * * * * * *

BID SUBMITTED

TOMCO CONSTRUCTION CO., INC.
Contractor

By: X [signature]

Attest: [signature]
PRESIDENT

Its:

Offer Date: 5-14-86

Bidder agrees to keep bid open for acceptance for _____ (90 days unless otherwise specified)

COMPLIANCE: G. Bailey

ACCEPTANCE OF BID/AWARD OF CONTRACT

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS AND SAFETY

[signature]

[signature]

[signature]

CITY OF FORT WAYNE
MAYOR

[signature]

AWARD DATE: 5-26-86

C.C. 2/85
B.O.W. NON-FED.

NOTICE TO CONTRACTORS

Notice is hereby given by the Board of Public Works and Safety of the City of Fort Wayne, Indiana, that sealed proposals will be received by the Board at its Office in the City-County Building, on May 14, 1986, at 9:00 a.m., Eastern Standard Time, for the following:

MCKINNIE-SENATE WATER MAIN
WATER IMPROVEMENT RESOLUTION NO. 1033-86

For the furnishing of all materials, labor, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary to install 1,300± L.F. of 12" and 700± L.F. of 6" water main on McKinnie Avenue, from Wayne Trace to Bueter Road; also, on Senate Avenue from Wayne Trace to Holly Avenue.

No bid will be accepted from, or Contract awarded to any person, firm or corporation that is in arrears to the City of Fort Wayne, Indiana, upon any debt or contract, or who has failed to execute, in whole or in part, in a satisfactory manner, any Contract with the City; or who is a defaulter as to surety or otherwise upon any obligation to the City of Fort Wayne, Indiana.

Bidders must obtain copy of said specifications pursuant to submitting their bids, by paying twenty dollars ($20.00), for each set of specs and plans, not refundable, at the Office of the Board of Public Works, Room 920, City-County Building.

The Board reserves the right to reject any and all bids for failure to comply with applicable laws and/or with the Instructions to Bidders. The Board also reserves the right to waive any defect in any bid.

DAVID J. KIESTER
COSETTE R. SIMON
LAWRENCE D. CONSALVOS
BOARD OF PUBLIC WORKS AND SAFETY

ATTEST: HELEN V. GOCHENOUR, CLERK

PUBLISH: APRIL 25 and MAY 2, 1986

ep

INSTRUCTIONS TO BIDDERS
Board of Public Works and Safety
City of Fort Wayne, Indiana

May 14 19 86
Non-Federally Funded Construction

1. Submission of Bids. Sealed bids will be received by the Board of Public Works and Safety of the City of Fort Wayne, in the State of Indiana, hereinafter "The Board" until 9:00 o'clock EST on the 14th day of MAY, 19 86, at the Office of The Board in the City-County Building, at which time the bids will be publicly opened and read, for the following described work, as more fully set forth in the specifications:

MCKINNIE-SENATE WATER MAIN

WATER IMPROVEMENT RESOLUTION NO. 1033-86

For the furnishing of all materials, labor, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary to install 1,300± L.F. of 12" and 700± L.F. of 6" water main on McKinnie Avenue, from Wayne Trace to Bueter Road; also, on Senate Avenue from Wayne Trace to Holly Avenue.

2. Inclusion of Clauses - If a clause in the Invitation for Bids (IFB) has a box ☐ beside it, the clause applies to the IFB only if it contains a check mark (✓) or an "X". Any questions as to whether a clause is included or not should be referred to The Board.

3. Questions as to Bid Document. If a bidder finds discrepancies in, or omissions from, the bid document or has questions about the project, he should at once contact the City Engineers. If the information requested or change made is substantive, The Board will issue an amendment to the solicitation and will send such amendment to all potential bidders who have procured an Invitation for Bid (IFB). The Board and the City will not be responsible for any oral instructions.

4. Award of Contract (Timeliness, Responsiveness, Responsibility). A contract resulting from the Invitation for Bids will be awarded to the lowest and best timely bidder who is also responsive and responsible. If bids are otherwise equal, award will be made to that bidder granting the largest prompt payment discount.

5. Bid Requirements. All bids shall be endorsed with the title of the work, the name of the bidder, and the date of mailing or presentation. All bids shall be filed in the office of The Board on or before the day and hour set forth above and stated in the advertisement, and no bid received after that time will be accepted. The Board will not accept any late filing regardless of reason, including delays in the mail.

All bids shall include the exact quantities of each item shown on the bidding form for each section of the work, and unless the IFB otherwise states, the total cost of the various sections shall be considered a lump sum bid.

6. Examination of Bids For Responsiveness. After the bids are opened and read, The Board will examine them to determine if they are responsive. In order to be responsive, the bidder must complete all blanks requiring completion, and must submit all information required to be submitted. Any alteration, erasure, or interlineation of the contract or the IFB may cause the bid to be determined non-responsive. Proposals which are unbalanced may also be determined non-responsive.

However, The Board reserves the right to accept any bid, to reject any and all bids, and to waive defects or irregularities on any bid.

7. Determination of Responsibility. Prior to awarding any contract pursuant to this Invitation for Bids, The Board will make a determination of responsibility. An award of a contract to a bidder shall constitute an affirmative determination of responsibility.

In reaching a determination of responsibility, The Board can consider among other factors:

(a) The Contractor's record of integrity.

(b) The Contractor's experience and past performance record in construction work.

(c) The Contractor's financial status.

(d) The Contractor's capability to perform the project.

(e) Whether the bidder is in arrears upon or in default of any debt, contract or other obligation to the City of Fort Wayne.

(f) Whether the bidder is debarred from Federal or City of Fort Wayne contracts.

(g) The bidders record in MBE/WBE compliance.

(h) Whether the bidder is engaged in litigation with the City of Fort Wayne.

In arriving at a determination of responsibility, The Board may institute a pre-award survey on any or all bidders. That pre-award survey may examine any of the considerations relating to a bidder's responsibility as set forth above. Bidders will cooperate with the pre-award survey team. Failure to cooperate can result in a finding of non-responsibility.

☐ 8. Prequalification - In addition to being timely, responsive, and responsible, a bidder must also be prequalified by the State Department of Highways or by _____ in order to be awarded a Contract.

9. Bid Bond or Deposit. Each bid must be accompanied by a bond executed by the bidder and surety satisfactory to The Board, in a sum of ten percent (10%) of the aggregate amount of the bid, but in no case less than $100.00; or the bidder may deposit with The Board in lieu of such bond, a certified check on a solvent bank in a sum of _____ percent (__%) of the aggregate bid or proposal, but in no case less than $100.00, which certified check shall be payable to the City of Fort Wayne. The bid bond or certified check shall serve as a guarantee that should the said bid be accepted by The Board, the bidder will, within ten (10) days after the time he is notified of the acceptance of the bid, enter into a contract with the City of Fort Wayne for the work bid upon and give bond with surety to be approved by The Board, insuring the faithful completion of the contract.

In case a bid is not accepted, the obligation of the said bond shall be null and void and the certified check will be returned to the bidder, as the case may be. In case a bid is accepted, and the bidder does not enter into a contract with the City of Fort Wayne for the work bid upon within ten (10) days after notification of award, then the obligation of the bond or the certified check shall be forfeited to the City of Fort Wayne for ascertained and/or liquidated damages for failure to enter into a contract. Provided that, the City's action in forfeiting the bond or retaining the certified check shall not preclude the City from taking any further action against the contractor to recover for all actual damage, the City has suffered.

10. Sworn Experience Questionnaire, Plan and Equipment Questionnaire and Contractor's Financial Statement (96A). Each bidder will submit with and as part of its bid: (a) A complete Form 96A under oath; or (b) Have a complete Form 96A on file with The Board which shall be less than one year old in which case the bidder can instead submit a Certificate in Lieu of Financial Statement.

The MBE/WBE firm (cross out inapplicable provision) shall have _____% participation (employees) _____% participation (costs) in this project.

Specify the percentage of minority/women ownership in the MBE/WBE firm _____%. (cross out inapplicable provision)

C. The undersigned commits 7 % of the total bid price as a subcontract to minority business enterprise participation. The MBE firms which are proposed as subcontractors are the following:

Name of Firm	Address	Type of Work
1. Metropolitan		Asphalt - chip & seal
2.		
3.		

D. The undersigned commits 2 % of the total bid price as a subcontract to women business enterprise participation. The WBE firms which are proposed as subcontractors are the following:

Name of Firm	Address	Type of Work
1. State Wide		Trucking
2.		
3.		

E. Complete (1) and (2) below if participation goals of 7% MBE and 2% WBE have not been met.

1. My Company cannot meet the participation goals for the following reasons: _____

2. We have taken the following steps in an attempt to comply with these participation goals: _____

(attach additional sheets as necessary)

Contractor TOMCO CONSTRUCTION CO., INC. Contractor _____

By _____ By _____

Its PRESIDENT Its _____

2. My Company has taken the following steps in an attempt to comply with the 17% hourly utilization figure:

_____

_____

_____

_____.

(attach additional sheets if necessary)

Contractor TOMCO CONSTRUCTION CO., INC.

By _____

Its PRESIDENT

15. Required Prevailing Wage Schedule Payments - Pursuant to Indiana Code 5-16-7-1. All contractors and subcontractors working on the project awarded pursuant to this contract shall pay the prevailing wage rates for skilled, semi-skilled and unskilled laborers, workmen and mechanics. This wage determination has been made in accordance with the procedures set forth in Indiana Code 5-16-7-1. This determination and the required wage rates are available for examination by any prospective bidder at The Board of Public Works and Safety, 9th Floor, City-County Building, Fort Wayne, Indiana.

If a bidder is awarded a contract as a result of this Invitation for Bids, he/she/it shall file a schedule of wages, on forms provided by the City of Fort Wayne, demonstrating compliance with the wage rate determination. The successful prime contractor shall be responsible for obtaining schedules from all subcontractors. All schedules shall be filed before the contractor commences any work on the project.

Penalties for failure to pay the prevailing wage rate are set forth in Indiana Code 5-16-7-3.

16. Site Orientation. A site orientation (will/will not) be conducted by the City Engineers. If such an orientation is conducted, it will be held on the ___ day of _____, 19__, commencing at ___ o'clock __.M. at the site of the project.

Regardless of whether a site orientation is conducted or not, bidders are required to visit the site of the work, and inform themselves fully of the conditions, under which the work will be performed. The bidders shall be responsible for all conditions that affect the work, including, but not limited to all sub-surface conditions.

SCHEDULE

Board of Public Works and Safety

The contractor agrees to furnish at his/her/its own cost all labor, insurance, materials, equipment, and power for the complete performance of the following project:

MCKINNIE-SENATE WATER MAIN
WATER IMPROVEMENT RESOLUTION NO. 1033-86

All work will be performed in accordance with: Resolution #_____, the IFB, this contract and the applicable plans, specifications, and drawings for a TOTAL PRICE of $ 49,434.00. (If unit prices are applicable, the contractor agrees to perform for those unit prices as set forth in the Schedule of Unit Prices attached hereto).

The work shall be commenced within ten (10) days after The Board issues a written notice to proceed. All work shall be completed within 60 days after issuance of the notice to proceed. Those days which the contractor cannot work because of severely inclement weather shall not be counted.

☐ Liquidated Damages Provision. (This clause shall be applicable to this contract only if the box contains a checkmark or an "X".) It is hereby agreed by and between the City of Fort Wayne and Contractor that time is of the essence of this agreement and the contractor agrees that it will complete the project as herein defined on or before _____ days after issuance of the notice to proceed. The parties agree that it is a business and governmental necessity that the project be completed by this date, that it will be difficult or impossible to make an accurate determination of the damages that would be incurred by the City of Fort Wayne, and therefore provide for liquidated damages in the sum of $_____ per day for each and every day after ___ days after issuance of the notice to proceed that the project remains uncompleted. The parties agree that the sum of $_____ per day is a reasonable estimate as to the damages which would be incurred by the City of Fort Wayne. The parties further agree that causes beyond the control of the contractor may delay the completion date. Therefore, the parties agree that delays in the completion date beyond the control of the contractor shall not result in liquidated damages.

Delays beyond the control of the contractor can include but are not necessarily limited to, the following: Acts of God, strikes, lockouts or industrial disturbances, acts of public enemies, restraining orders of any kind by the government of the United States of America or of the State of Indiana or any of their departments, agencies, or officials, or any civil or military authority, insurrections, riots, landslides, earthquakes, fires, incapacitating storms, floods, and explosions.

CITY OF FORT WAYNE, INDIANA
IMPROVEMENT TO FORT WAYNE WATER UTILITY

SCHEDULE OF UNIT PRICES

MCKINNIE AVE.-SENATE AVE. WATER MAIN INSTALLATION
WATER IMPROVEMENT RESOLUTION NO. 1033-86

ITEM	QUANTITY	DESCRIPTION	UNIT PRICE	EXTENSION
1.	1,350± L.F.	12" D.I. CL. 50 WATER MAIN	16.50	22,275.00
2.	670± L.F.	6" D.I. CL. 50 WATER MAIN	10.40	6968.00
3.	1 EA.	12" x 12" TEE	1350.00	1350.00
4.	1 EA.	12" x 6" TEE	1300.00	1300.00
5.	4 EA.	12" x 45° ELLS (RESTRAINED)	220.00	880.00
6.	2 EA.	12" M. J. PLUG	150.00	300.00
7.	2 EA.	6" M. J. PLUG	140.00	280.00
8.	3 EA.	12" GATE VALVE W/BOX	1075.00	3225.00
9.	3 EA.	6" GATE VALVE W/BOX	375.00	1125.00
10.	3 EA.	TYPE III FIRE HYDRANT ASSEMBLY (ON 12")	2050.00	6150.00
11.	1 EA.	TYPE III FIRE HYDRANT ASSEMBLY (ON 6")	2950.00	2950.00
12.	85± L.F.	ASPHALT PAVEMENT REPLACEMENT	10.08	857.00
13.	100± L.F.	CHIP & SEAL PAVEMENT REPLACEMENT	3.70	370.00
14.	10± L.F.	2' CONCRETE ROLLED CURB "	30.00	300.00
15.	125± L.F.	STONE DRIVE REPLACEMENT	1.25	156.00
16.	1,580± L.F.	GRASS RESTORATION	0.60	948.00
		TOTAL BID		49,434.00

TOMCO CONSTRUCTION CO., INC.

In submitting this bid, it is understood that the right is reserved by the Owner to reject any and all bids and to waive any defect in any bid.

IN WITNESS WHEREOF, the bidder (a firm) by its owner(s) named below, hereunto set hand(s) and seal this _____ day of _____, 19_____.

FIRM NAME _____

BY: _____

_____

IN TESTIMONEY WHEREOF, the bidder (a corporation) has caused this proposal to be signed by its President and Secretary and affixed its corporate seal this 14 day of MAY, 19 96.

TOMCO CONSTRUCTION CO., INC.

NAME OF CORPORATION

BY: Thomas M. [illegible]

PRESIDENT

ATTEST:

David M Hall

NON-COLLUSION AFFIDAVIT

The Bidder, by its Officers and Thomas Fisheving.

agents or representatives present at the time of filing this bid, being duly sworn on their oaths, say that neither they nor any of them have in any way, directly or indirectly, entered into any arrangement or agreement with any other bidder, or with any public officer of such City of Fort Wayne, Indiana, whereby such affiant or affiants or either of them, has paid or is to pay to such other bidder or public officer any sum of money, or has given or is to give such bidder or public officer anything of value whatever, or such affiant or affiants or either of them has not directly or indirectly, entered into any arrangement or agreement with any other bidder or bidders, which tends to or does lessen or destroy free competition in the letting of the contract sought for by the attached bids, that no inducement of any form or character other than that which appears upon the face of the bid will be suggested, offered, paid or delivered to any person, whomsoever to influence the acceptance of the said bid or awarding of the contract, nor has this bidder any agreement or understanding of any kind whatsoever, with any person whomsoever to pay, deliver to, or share with any other person in any way or manner, any of the proceeds of the contract sought by this bid.

X Thomas M Fisheving

Subscribed and sworn to before me by Thomas Fisheving

this 14 day of MAY, 19 86.

My Commission Expires:

4-21-90

David M. Newell
DAVID M. NEWELL
NOTARY PUBLIC
Resident of Wells County, IN

Subscribed and sworn to before me by _____

this _____ day of _____, 19_____.

My Commission Expires:

_____

_____
NOTARY PUBLIC
Resident of _____ County, IN

Subscribed and sworn to before me by _____

this _____ day of _____, 19 _____.

My Commission expires:

_____

_____
NOTARY PUBLIC
Resident of _____ County, IN

Continental Insurance℠

BID BOND

Approved by The American Institute of Architects,
A.I.A. Document No. A-310 (Feb. 1970 Edition)

KNOW ALL MEN BY THESE PRESENTS,

That we TOMCO CONSTRUCTION COMPANY, INC. as Principal, hereinafter called the Principal, and THE CONTINENTAL INSURANCE COMPANY, of New York a corporation duly organized under the laws of the State of New York, as Surety, hereinafter called the Surety, are held and firmly bound unto City of Fort Wayne, Board of Works, as Obligee, hereinafter called the Obligee, in the sum of Ten Per Cent (10%) of Maximum Bid---------- Dollars ($ ----------), for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for Water Main Installation
McKinnie Ave.-Senate Ave.
Res. #1033-86

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or contract documents with good and sufficient surety for the faithful performance of such contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 14th day of May A. D. 19 86

TOMCO CONSTRUCTION COMPANY, INC. (Seal)
(Principal)

David M Newell
(Witness)

BY: [signature] PRES.
(Title)

YASTE, ZENT & RYE AGENCY, INC.

THE CONTINENTAL INSURANCE COMPANY (Seal)
(Surety)

Carol J. Dunham
(Witness)

Diane J. Green
Attorney-in-Fact (Title)

127 W. Berry
Fort Wayne, Indiana 46802

CERTIFICATE IN LIEU OF FINANCIAL STATEMENT

I, THOMAS FISHERING, the _____
Name

PRESIDENT, of TOMCO CONSTRUCTION CO., INC.
Position Company

HEREBY CERTIFY:

1. That the Financial Statement of said Company, dated the 17 day of MARCH, 19 86, now on file in the office of the Board of Public Works of the City of Fort Wayne, Indiana, which Financial Statement is by reference incorporated herein and made a part hereof, is a true and correct statement and accurately reflects the financial condition of said Company, as of the date hereof;

2. That I am familiar with the books of said Company, showing its financial condition and am authorized to make this Certificate on its behalf.

DATED: 5-14-86

Thomas W. Fisher
Signature

PRESIDENT
Title

SUBSCRIBED AND SWORN to before me, a Notary Public, in and for said County and State, this 14 day of MAY, 19 86.

Darrell
NOTARY PUBLIC
A Resident of Wells County, IN

My Commission Expires:

4-21-86

CERTIFICATION OF BIDDER/VENDOR

The undersigned, on behalf of TOMCO CONSTRUCTION CO., INC., does hereby make the following representations to the City of Fort Wayne, Indiana.

WHEREAS, it is acknowledged that the Common Council of the City of Fort Wayne, Indiana, has passed an ordinance condemning the apartheid policies of the country of South Africa;

WHEREAS, Council's ordinance requires that all persons, firms or corporations submitting bids to the City, for goods and services, certify, as part of the bid, that such entity does not support the policies of apartheid in South Africa.

The undersigned states, on behalf of TOMCO CONSTRUCTION CO., INC., that Thomas Fitzhenry does not support or endorse the policy of apartheid in South Africa.

IN WITNESS WHEREOF, this Certification has been signed this 14 day of MAY, 1986.

TOMCO CONSTRUCTION CO., INC.
(Name of Bidder/Vendor)

Thomas M. Fitzhenry PRESIDENT
(Name and Title of Person Signing)

7307

Admn. Appr. _____

TITLE OF ORDINANCE Contract for McKinnie-Senate Water Main - Contract 1033-86

DEPARTMENT REQUESTING ORDINANCE Board of Public Works & Safety A-86-05-35

SYNOPSIS OF ORDINANCE The Contract for McKinnie Avenue - Senate Avenue Water Main #1033-86, is for the furnishing of all materials, labor, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary to install 1,300± L.F. of 12" and 700± L.F. of 6" water main on McKinnie Avenue, from Wayne Trace to Bueter Road; also, on Senate Avenue from Wayne Trace to Holly Avenue.

Tomco Construction Company, Inc., is the contractor.

EFFECT OF PASSAGE Improved water conditions on the above.

EFFECT OF NON-PASSAGE _____

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) $49,434.00

ASSIGNED TO COMMITTEE _____

BILL NO. S-86-05-35

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ approving Contract for Res. #1033-86, McKinnie-Senate Water Main, by and between the City of Fort Wayne, Indiana and Tomco Construction Company, Inc., in connection with the Board of Public Works and Safety

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~

YES		NO
	PAUL M. BURNS CHAIRMAN	
	THOMAS C. HENRY VICE CHAIRMAN	
	BEN A. EISBART	
	JAMES S. STIER	
	MARK E. GiaQUINTA	

CONCURRED IN 6-10-86

SANDRA E. KENNEDY
CITY CLERK